

Attachment B

Statutory and Regulatory Requirements That May Not be Waived	
The following CCDF statutory and regulatory requirements may not be waived under a consolidated 102-477 plan.	
1.	There are in effect, under tribal, local or State law, requirements designed to protect the health and safety of children that are applicable to child care providers of services for which CCDF assistance is provided. These requirements shall include health and safety standards and training, monitoring and enforcement procedures, exemptions for relative care providers, group size limits; child/staff ratio; and required qualification for caregivers, teachers, and directors, criminal background checks, and disaster preparedness and response. (45 C.F.R. 98.41(a-c), 45 C.F.R. 98.42 and 98.83(d)(2), 45 C.F.R. 98.43 and 98.83(d)(3))
2.	All Tribes are subject to an increasing quality set-aside starting at 4% in FY 2017 to 9% by FY 2022. Tribes must spend quality funds on at least one of ten allowable quality activities, such as training and professional development, early learning and development, quality evaluation, and other measureable quality activates including culturally responsive activities such as language immersion. ((658G) of the Act, 45 C.F.R. 98.53, 45 C.F.R. 98.83(g))
3.	Grantees must submit a request to the Office of Child Care (OCC), in accordance with uniform procedures, to use funds for construction and renovation purposes. Funds may not be used for construction or major renovation of child care facilities until the Tribe's 102-477 scope of work has been modified to allow for construction or major renovation. (658O(c)(6) of the Act, 45 C.F.R. 98.84)
4.	Eligibility definitions for Indian child and Indian reservation or tribal service area. (45 C.F.R. 98.81(b)(2))